

AMENDED IN SENATE MARCH 29, 2006

**SENATE BILL**

**No. 1342**

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**Introduced by Senator Chesbro**

February 17, 2006

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An act to amend Section 4590 of the Public Resources Code, relating to forest resources.

LEGISLATIVE COUNSEL'S DIGEST

SB 1342, as amended, Chesbro. Forest resources: timber harvesting plan.

The existing Z'berg-Nejedly Forest Practice Act of 1973 prohibits a person from conducting timber operations, *as defined*, unless a timber harvesting plan prepared by a registered professional forester has been submitted for the timber operations, to the Department of Forestry and Fire Protection, as specified, and the timber harvesting plan has been approved. The act provides that a timber harvesting plan is effective for a period of not more than 3 years, unless it is extended. The act authorizes a timber harvesting plan on which work has been commenced but not completed to be extended for a one-year period in order to complete the work, up to a maximum of two one-year extensions, if specified conditions are met. *The act requires the notice of extension to be provided to the department not sooner than 30 days, but at least 10 days, prior to the expiration date of the timber harvesting plan. The act requires the notice to include the circumstances that prevented a timely completion of the work pursuant to the timber harvesting plan. The act authorizes stocking work to continue for more than the effective period of the timber harvesting plan, but requires the stocking work to be completed within 5 years after the conclusion of other work.*

This bill would *delete references to work pursuant to the timber harvesting plan and instead use the term “timber operations.”* The bill, *instead of requiring the notice of extension to be provided to the department not sooner than 30 days, but at least 10 days, prior to the expiration date of the timber harvesting plan, would require the notice to be submitted in writing and received by the department not sooner than 60 days, but at least 10 days, prior the expiration date of the timber harvesting plan.* The bill would provide that a timber harvesting plan that is for the exclusive use of uneven aged silviculture management, *as defined by the State Board of Forestry and Fire Protection*, is effective for a period of not more than 5 years, unless it is extended. The bill would authorize that timber harvesting plan, pursuant to which ~~work has~~ *timber operations have* been commenced but not completed, to be extended by a one-time two-year period in order to complete the ~~work~~ *timber operations*, if specified conditions are met. The bill would provide that this extended period for a timber harvesting plan does not apply to a timber harvesting plan for the Southern Forest District Sub-district.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 4590 of the Public Resources Code is  
2 amended to read:  
3 4590. (a) (1) Except as provided in subdivision (b), a timber  
4 harvesting plan is effective for a period of not more than three  
5 years, unless extended pursuant to paragraph (2).  
6 (2) A timber harvesting plan pursuant to which ~~work has~~  
7 *timber operations have* been commenced but not completed may  
8 be extended by amendment for a one-year period in order to  
9 complete the ~~work~~ *timber operations*, up to a maximum of two  
10 one-year extensions, if (A) good cause is shown and (B) all  
11 timber operations are in conformance with the plan, this chapter,  
12 and all applicable rules and regulations, upon the filing of the  
13 notice of extension as required by this paragraph. The extension  
14 shall apply to any area covered by the plan for which a report has  
15 not been submitted pursuant to Section 4585. The notice of  
16 extension shall be ~~provided to~~ *submitted in writing and received*  
17 *by the department not sooner than 60 days, but at least 10*

1 days, prior to the expiration date of the plan. The notice shall  
2 include the circumstances that prevented a timely completion of  
3 the ~~work~~ *timber operations* pursuant to the plan and, consistent  
4 with Section 4583, an agreement to comply with this chapter and  
5 the rules and regulations of the board as they exist on the date the  
6 extension notice is filed.

7 (b) (1) A timber harvesting plan that is for the exclusive use  
8 of uneven aged silviculture management, *as defined by the*  
9 *board*, is effective for a period of not more than five years, unless  
10 extended pursuant to paragraph (2).

11 (2) A timber harvesting plan that is effective for five years  
12 pursuant to paragraph (1) and pursuant to which ~~work has~~ *timber*  
13 *operations have* been commenced but not completed may be  
14 extended by a one-time amendment for a two-year period in  
15 order to complete the ~~work~~ *timber operations*, subject to the  
16 requirements of paragraph (2) of subdivision (a).

17 (3) Paragraphs (1) and (2) do not apply to a timber harvesting  
18 plan for the ~~Southern Forest District~~ *Sub-district*.

19 (c) Stocking work may continue for more than the effective  
20 period of the plan, but shall be completed within five years after  
21 the conclusion of other ~~work~~ *timber operations*.